



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY

Department of Criminal Justice Information Services

200 Arlington Street, Suite 2200, Chelsea, Massachusetts 02150, MASS.GOV/CJIS
TEL: 617-660-4600 • TTY: 617-660-4606 • FAX: 617-660-4613

Charles D. Baker
Governor

Karyn E. Polito
Lieutenant Governor

Daniel Bennett
Secretary of Public Safety and Security

James F. Slater, III
Acting Commissioner

TO: Firearms Licensing Review Board
FROM: Board Counsel
RE: Open Session Minutes of the April 7, 2015 Meeting
DATE: April 23, 2015

A meeting of the Firearms Licensing Review Board (Board) was held on Tuesday, April 7, 2015 at 10:00 a.m. in the second floor conference room of the Massachusetts Information Technology Center, located at 200 Arlington Street, Chelsea, Massachusetts.

Board Member Attendees:

Attorney Elisabeth Ryan – Executive Office of Public Safety and Security Representative (Acting Chair)
Attorney Kristy Lavigne – Office of the Attorney General Representative
Detective Lieutenant Robert Nugent – Massachusetts State Police Representative
Chief Vincent Alfano – Massachusetts Chiefs of Police Association Representative
Attorney William Shay – Committee for Public Counsel Services and DCJIS Appointee

Board Members absent:

Attorney Anthony Benedetti – Committee for Public Counsel Services and DCJIS Appointee

DCJIS Staff Attendees:

Michaela Dunne – DCJIS Manager of Law Enforcement & Justice Services
Attorney Agapi Koulouris – DCJIS General Counsel
Attorney Jody Quartarone – DCJIS Counsel

Additional Attendees:

Attorney Shannon Hickey – Executive Office of Public Safety and Security

Board Business:

The Board meeting was called to order at 10:10 a.m.

Chief Alfano moved to approve the February 3, 2015 open session minutes. The motion was seconded by Det. Lt. Nugent, and the motion passed unanimously (2 abstain).

Jody Quartarone, Board Counsel, updated the Board on the status of an appointee from the Governor's Office. Contact was made with the MA Bar Association who will submit a list of qualified person's, attorney's with litigation experience in firearms licensing cases, to fill the open Board position to the Governor's Office.

Jody Quartarone updated the Board on the SJC decision of Chief of Police of the City of Worcester v. Holden. The Board discussed the Court's findings and focused on how the suitability standard discussed in the case applies to the Board and their determination of suitability of petitioners.

Michaela Dunne, DCJIS Manager of Law Enforcement & Justice Services, updated the Board regarding the recognition of Board decisions by the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF). Through informal discussion, the ATF has stated that they will no longer recognize Board decisions and that petitioners who are found suitable will remain federally prohibited from possessing firearms due to the Courts decision in Logan v. US, 552 US 23 (2007). In Logan, the court found that because civil rights were never lost, they cannot be restored.

Attorney Ryan announced to the Board that she will be moving on and that this Board would be her last. She introduced Attorney Shannon Hickey who will be filling Attorney Ryan's position on the Board as the Executive Office of Public Safety and Security Representative. The Board thanked Attorney Ryan for her valued serviced and wished her well on all her future endeavors.

Executive Session:

At the end of the open session, Acting Chairperson Elisabeth Ryan indicated the Board would be entering into Executive Session to review firearms petitions whose subject matter is protected pursuant to G.L. c. 30A, § 21(a)(7) and G.L. c. 4, § 7. The Board would not reconvene in open session. A roll-call vote was taken to enter into Executive Session and the motion carried unanimously (5-0). The Board entered into executive session at approximately 10:25 a.m.